CLASSIFICATION OFFICE DECISION

Title of publication:	th_654251805_114_122_166lo.jpg
Other known title(s):	Not stated
OFLC ref:	1300933.029
Medium:	Computer Image File
Publisher:	Not stated
Country of origin:	Not stated
Language:	Not applicable
Applicant:	The District Court at Dunedin
Classification:	Objectionable.
Descriptive note:	None
Display conditions:	None
Date of entry in Register:	25 October 2013
Date of direction to issue a label:	No direction to issue a label has been issued
Date of notice of decision:	No notice of decision has been issued

Summary of reasons for decision:

The computer image file tends to promote and support the exploitation of children for sexual purposes. The image focuses on a naked young girl posed to draw attnetion to her youthful body and genitalia. Lacking any context to the contrary, the only purpose of the image appears to be the sexualisation of the subject. For those with a sexual interest in children and inclined to see them as sexually arousing, the publication serves to legitimise and encourage that interest.

The Classification Office has considered the effects of the New Zealand Bill of Rights Act 1990 on the application of the classification criteria. The classification of this publication interferes with the freedom of expression, but this is an outcome that is consistent with Parliament's intention that publications falling under s3(2) of the Films, Videos, and Publications Classification Act 1993 are deemed to be objectionable. The classification is also a reasonable limitation on the freedom of expression that reflects the concern of a free and democratic society to limit the availability of publications that promote and support the exploitation of children for sexual purposes.